IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 21280 of 2007(G)

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PETITIONER:

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K.R.RAJMOHAN, KANJIRAKKATTU,
COLLECTORATE P.O., KOTTAYAM.

BY ADV. SRI.G.PRABHAKARAN

RESPONDENTS:

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THE SECRETARY, REGIONAL TRANSPORT
AUTHORITY, KOTTAYAM.

BY GOVERNMENT PLEADER SHRI. RAMANI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1: THE TRUE COPY OF THE PROCEEDINGS DT.L 21.12.2006

EXT.P2: -DO- OF THE COMMUNICATION DT. 5.6.2007

jj /TRUE COPY/

P.S. TO JUDGE

**ANTONY DOMINIC, J.**

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**W.P.(C) No. 21280 OF 2007 G**
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**Dated this the 17th October, 2007**

**J U D G M E N T**

Ext. P1 is an order passed by the respondent granting regular permit to the petitioner subject to settlement of timings. The complaint is that timing has not been settled in pursuance thereof. In paragraph 4 of the counter affidavit it is stated that the petitioner is not the registered owner of the vehicle. According to the respondent the permit holder shall be the registered owner of the vehicle offered at the time of issue of regular permit and that it is the duty of the petitioner to produce the current records of the offered vehicle within the time prescribed thereof.

2. This stand of the respondent is contradicted by the learned counsel for the petitioner making reference to a judgment of this Court in ***Raveendran, M. v. Regional Transport Authority*** {ILR 1995 (1) Kerala Series 743} where this Court has held that for the

grant of goods carriage permit the applicant need not be the registered owner of the vehicle. In view of this judgment, the objection does not seem to be correct. Accordingly, I dispose of this writ petition directing that action consequent to Ext. P1 shall be initiated and completed as expeditiously as possible, at any rate with six weeks of receipt of a copy of this judgment.

**ANTONY DOMINIC**
**JUDGE**

jan/-